

**UNITED STATES DISTRICT COURT**  
**for the**  
**Western District of Texas**  
**Austin Division**

MERLIN TEST TECHNOLOGIES, INC.,  
GREG BELCIK, derivatively on behalf of  
MERLIN TEST TECHNOLOGIES, INC.,  
*Plaintiff*

V.

SHANGHAI HAOJIAQING  
INFORMATION TECHNOLOGY CO.,  
LTD; XYZ COMPANY; GERARD  
IZQUIERDO; JIMMY XIANG; ZHEER  
HUANG; and Does 1 through 10, inclusive,  
*Defendant*

§ C.A. No. 1:23-cv-00982-DII

# JOINT STATUS REPORT

This shall serve to update the Court on the present status of this matter. The case is proceeding in the Bastrop County District Court. Defendants have added their counterclaims and cross claims to the state court action, attempting to resolve as many of their disputes as possible in the state case. Plaintiff's preliminary injunction hearing was held on January 10, 2024, and Defendants' preliminary injunction hearing is set for March 6, 2024. Not all defendants have been served, and no trial date has been set. The parties do not anticipate the state court case will conclude for at least nine to twelve months given the present procedural posture of the case. The parties reserve all rights, claims and defenses.

Dated: March 4, 2024.

Respectfully submitted,

/s/ Kathleen J. Mowry

Kathleen J. Mowry, SBN 24127004  
Messner Reeves LLP  
6465 Greenwood Plaza Blvd., Suite 650  
Greenwood Village, CO 80111  
Telephone: (303) 623-1800  
Facsimile: (303) 623-0552  
kmowry@messner.com

Scott J. Hawranek (*Admitted Pro Hac Vice*)  
Messner Reeves LLP  
14 North Sierra Madre Street, Suite A  
Colorado Springs, CO 80906  
Telephone: (719) 344-9907  
shawranek@messner.com

Charles C. Cavanagh (*Admitted Pro Hac Vice*)  
Messner Reeves LLP  
1550 Wewatta St, Ste. 710  
Denver, CO 80202  
Telephone: (303) 623-1800  
Facsimile: (303) 623-0552  
ccavanagh@messner.com

*Attorneys for Plaintiffs*

/s/ David E. Dunham  
David E. Dunham, SBN 0622700  
Matthew T. Kennedy, SBN 24092619  
Dunham LLP  
919 Congress Avenue, Suite 910  
Austin, Texas 78701  
512.615.1255 Telephone  
512.615.1256 Facsimile  
Email: [david@dunhamllp.com](mailto:david@dunhamllp.com)  
Email: [matt@dunhamllp.com](mailto:matt@dunhamllp.com)

*Attorneys for Defendants Izquierdo and Xiang*

**CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing instrument was filed electronically with the United States District Court, Western District, Austin Division on March 4, 2024.

/s/ Tara L. Nelson

Tara L. Nelson